

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:	:
JAMES CHARLES VAGO, ET AL.	: CONFIRMATION NO: 5208
SERIAL NO.: 10/659,868	: GROUP ART UNIT: 1746
FILED: SEPTEMBER 11, 2003	: EXAMINER: SHARIDAN CARRILLO
FOR: MULTI-MOTION STAINBRUSH	:
P&G CASE: 9030M	:

SUMMARY OF EXAMINER'S TELEPHONE CALL OF JUNE 4, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145

Dear Sir:

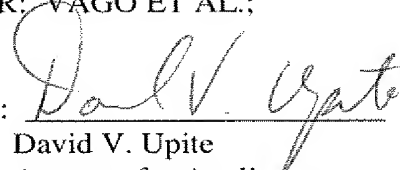
REMARKS

This summarizes the June 4, 2007 telephone call made to Applicants' attorney (Julia Glazer) by Examiner Sharidan Carrillo related to the above-referenced application. The Examiner indicated during the telephone call that U.S. Patent Application Publications: US 2006/0191085, US 2006/0032006, and US 2003/0084527, all published in the name of Brown et al., would each be applied under 35 U.S.C. §103(a) to reject pending elected claims 1 – 18 and 20 – 21 of the instant application. For review purposes, Claims 19 and 22 – 25 were previously withdrawn as non-elected claims.

Applicants respectfully submit that the three cited patent applications are all assigned to the instant assignee. Hence, in accordance with 35 U.S.C. §103(c), it is Applicants' belief that each of these patent applications would be disqualified as a reference under 35 U.S.C. §103(c) as each patent application and the instant application at the time the instant invention was made were subject to an obligation of assignment to the same organization.

Hence, in light of the above comments, it is believed that the Examiner's proposed 35 U.S.C. §103(a) rejection of Claims 1 – 18 and 20 – 21 of the instant application over US 2006/0191085, US 2006/0032006, and US 2003/0084527 would be moot.

Respectfully submitted,
FOR: VAGO ET AL.;

BY: 
David V. Upite
Attorney for Applicants
Registration No. 47,147
(513) 634-9345

June 5, 2007
Cincinnati, Ohio